

RE-RECORD TO REFLECT  
CORRECT ZONING DESIGNATION

ADA COUNTY RECORDER J. DAVID NAVARRO  
BOISE IDAHO 10/29/08 01:16 PM  
DEPUTY Bonnie Oberbillig  
RECORDED - REQUEST OF  
Kuna City

AMOUNT .00 4



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ORDINANCE NO. 2006-11B

OCT 31 2008

TECHNICAL SUPPORT

**AN ORDINANCE AMENDING ORDINANCE NO. 2006-11A ANNEXING CERTAIN REAL PROPERTY, NOW KNOWN AS PARCEL NUMBER S1310314800, 4400 W. HUBBARD ROAD, SITUATED IN THE UNINCORPORATED AREA OF ADA COUNTY, IDAHO, AND CONTIGUOUS TO THE CORPORATE LIMITS OF THE CITY OF KUNA, TO THE CITY OF KUNA, IDAHO; ESTABLISHING THE ZONING CLASSIFICATION OF SAID REAL PROPERTY; DIRECTING THAT COPIES OF THIS ORDINANCE BE FILED AS PROVIDED BY LAW; AND PROVIDING AN EFFECTIVE DATE.**

WHEREAS, the City of Kuna, Idaho is a municipal corporation organized and operating under the laws of the State of Idaho and is authorized to annex to and incorporate within the boundaries of the City contiguous real property in the manner provided by Section 50-222, Idaho Code; and

WHEREAS, the owner of the property, Tim Gordon, requested that the property be rezoned to from A Agricultural to R-4 Low Density Residential District pursuant to the Zoning Ordinance of the City of Kuna; and

WHEREAS, a public hearing was duly held and conducted, pursuant to public notice as required by law and upon such request, by the Planning and Zoning Commission of the City on May 29, 2007, following which public hearing, the Commission determined that the requested change in zoning designation should be granted; and

WHEREAS, a public hearing was duly held and conducted, pursuant to public notice as required by law and upon such request, by the City Council of the City of Kuna on July 17, 2007 where the City Council determined that the requested change in zoning designation from Agricultural to R-4 should be granted.

WHEREAS, the zoning classification of R-4, Low Density Residential District is appropriate to meet the requirements of the Kuna City Code and should be granted,

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF KUNA, IDAHO, as follows:

Section 1: The Kuna City Council hereby finds and declares that the real property described below is contiguous to the City, that said property can be reasonably assumed to be used for the orderly development of the City, and that the owners of said property have requested, in writing, annexation thereof to the City.

Section 2: The real property, all situated in Ada County, Idaho, adjacent and contiguous to the City, commonly known as Parcel number S1310314800, 4400 W. Hubbard Road, and

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more particularly described in "Exhibit A"- Legal Description and "Exhibit B"- Site Map, attached hereto and incorporated herein by reference as if fully set forth below, is annexed to and incorporated in the incorporated territorial limits of the City of Kuna, Idaho.

Section 3: From and after the effective date of this Ordinance, all property and persons within the boundaries and territory described above shall be subject to all ordinances, resolutions, police regulations, taxation, and other powers of the City of Kuna.

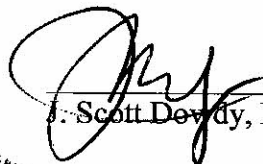
Section 4: The zoning land use classification of the land described in Section 2 above is hereby established as R-4, Low Density Residential District, as provided by the Zoning Ordinance of the City. The Comprehensive Plan and Zoning Map of the City are hereby amended to include the real property described in Section 2 above in the R-4 zoning land use classification.

Section 5: The City Clerk is hereby directed to file, within ten (10) days of passage and approval of this Ordinance, a certified copy of this Ordinance with the offices of the Auditor, Treasurer, and Assessor of Ada County, Idaho, and with the Idaho State Tax commission, Boise, Idaho, as required by Section 50-223, Idaho Code, and to comply with the provisions of Section 63-215, Idaho Code, with regard to the preparation and filing of a map and legal description of the real property annexed by this Ordinance.


Section 6: This Ordinance shall take effect and be in force from and after its passage, approval, and publication as required by law. In lieu of publication of the entire ordinance, a summary thereof in compliance with Section 50-901A, Idaho Code, may be published.

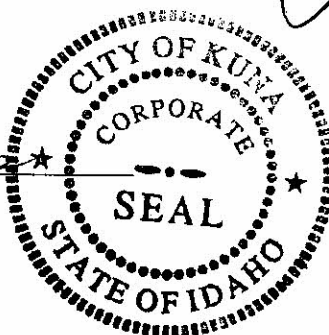
DATED this 7th day of October, 2008

CITY OF KUNA  
Ada County, Idaho

  
\_\_\_\_\_  
Scott Dewdy, Mayor

ATTEST:

  
\_\_\_\_\_  
Lynda Burgess, City Clerk



## **EXHIBIT A**

The Northeast quarter of the Southwest quarter of Section 10, Township 2 North, Range 1 West of the Boise Meridian, in Ada County, State of Idaho, and Beginning at the Northeast corner of the Northwest quarter of the Southwest quarter of said Section 10;

Thence South 853 feet;

Thence North 32° West 292.5 feet along the center line of a Drain Ditch, as the same was located on September 16, 1948, to the center of the Drain Syphon under the Ridenbaugh High-Line Canal;

Thence continuing North 32° West 25 feet more or less to the center line of said Canal;

Thence Northerly along said center line 609 feet more or less to its intersection with the North line of said Northwest quarter of the Southwest quarter of said Section 10;

Thence East along said line 233 feet to the PLACE OF BEGINNING, in Township 2 North, Range 1 West of the Boise Meridian, Ada County, Idaho.

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EXHIBIT B

OLD FARM

ROMAR

HUBBARD

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ORDINANCE NO. 2006-11B

EXHIBIT B